

G. R. S. 58]

Previous references.

CS-5-09-4-7a+20r21

22, 29-31.

CS 37-12-1-6. 879

CS 310-12.

Later references.

CS 470615

1408.

CS 400-14 (1-4)

17-29 (14+17)

1913-14

(burt)

File No. 45 of 1913

Serial Nos. 1 to 33

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 33

Part B for June 1914

SUBJECT.

Honorary Magistrate.

To The Dm, Bangalore 1441 of 28/11/12.

Invites attention to the paragraph in the Daily Post & requests him how such an appointment was made.

From The Dm, Bangalore 230 of 11/12/12.

States that Mr. Koman Uhan was appointed as ~~that~~ Mr. Puttanniah pleaded inability to continue in that Bench.

To The Dm, Bg. 1837 of 3/1/13.

GPB-5,000-22-10-10

Calls for all the papers connected with his resignation of Mr. Puttanniah. P.T.

1. Reception
From Ramasamapah of 28/7/12

Informing that Mr. Isman Uhan
is also on the Bench in the C. & M. Stn.

2. To the D. M. Bf. 2154 of 25/1/13.

Enquires whether Mr. Isman Uhan
is still a member of the C. & M. Stn.

6. From the Dm. Bf. 344 of 17/3/14.

States that as the condition imposed by
Mr. Puttannah on the Dm. was such that
it could not be accepted without causing a strain
on his colleague separate arrangement was made.

7. To the Dm. Bf. 2896 of 29/3/13.

Enquires re. the appointment of Mr.
Isman Uhan, as chairman of the Bench.

8. From the D. M. Bf. 388 of 9/4/13.

Furnishes the information called for.

9. To the Dm. Bf. 3048 of 12/4/13.

Enquires as in Sl No 8 and retransmits
as requested.

10. From the Dm. Bf. 405 of 16/4/13.

Forwards D.Os from Messrs. Puttannah
D. Dassappa & Isman Uhan.

11. To the D. M. Bf. 3184 of 23/4/13.

Reports to report if Mr. Puttannah
wishes to resign.

12. From the Dm. Bf. 476 of 15/5/13.

Forwards for perusal D.O No 3184 of 23/4/13
+ a copy of letter of 1/5/13 from Mr. Puttannah.

13. To the Dm. Bf. 3659 of 28/5/13.

States that Mr. Puttannah's resigna-
-tion will be accepted.

Contd on red cover
Page 3

1913-14

GENERAL AND REVENUE SECRETARIAT.

(Cant)

NOTES.

File No. 45

FILE HEADING.

Aurany Nafishate

From

No.

Dated

Received

Diary No.

Enclos.

Spare Copies.

Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

B x III

Please put up
the daily Port-
of the #9th
212th Oct 12 paper

SA

20/11/12

To Mr. Lehman (SRK)
for kind explanation

SA

212th Oct. 12 is herewith put up. 12th paper
has not been received in the library.

N.B.—Should routine notes be written on small slips,
the notes must be copied, or slips pasted on
this form.

Jan 49

G.P.B.—25,000—11-11-11.

B x III

Mr. Sorden personally

Please put up do.
to the dist. May be Bangalore
writing his
attention to the paragraph
in the paper about daily
Port of 12th Oct. 12 (please
obtain copy that Mr.
Usman Khan had been
appointed a chairman
and Enquiry if it is
true — If so, why has
such an appt. was in

in face of the clear
instructions Contd
in this do. that in
particular named in
procedure. — "SA"
Shd be appointed Chair
only. 21/11/12 SA

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

City Bench Magistrate.

As a result of the enquiry made by the District Magistrate, Bangalore, regarding the differences of opinion which arose between Mr. Y. Kanna, Chairman and his colleague Mr. B. Usman Khan, the District Magistrate has appointed Mr. B. Usman Khan as a Chairman for this session.

Extract from the Daily Post of 12-10-12

Draft Sub-8. 'Daily Post' of 12-10-12 is a copy.

Dec-122 JN

23.11.12

Issued JN

28/11/12

81

To Mr. B. J. Kumaraswami Naik

No 51441 of 25-11-12

Draws attention to the paragraph in the Daily Post and requests him to have such an appointment made in continuation of his previous instructions.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Handwritten notes at top left, including "A new member" and a signature.

Handwritten notes, possibly "1/12/12" and a signature.

Handwritten note "1/12/12".

Draft of a D.O.
 remainder is
 submitted for
 approval.

4.02 10.2 SW
 1/12/12

a) L. K. Singh

7/12/12

Just

11) Have you called
 for a report con-
 cerning the Chair-
 manship of the
 Mysore Branch
 in Bangalore.

I told you the other
 day? If so, please
 let me see the
 reply recd.

Here

Asst Secy, 29/11/12

5) I wrote ^(S.O.) the ^{the} Monday - that is
 about 4 or 5 days ago but
 I have not yet recd a
 reply.

6)

30/11/12
 Subash Chandra
 [Signature]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

26.12
2
D.O. from the District
Magistrate of Bangalore
At 9.30 on 11.12.12

State, that Mr. Puttanna
who was Chairman for
the month of October 1912
having already a inability
to continue in that position
Mr. Hanuman Khan who has
some judicial experience
has been appointed to
fill the place for the remaining
portion of the month.

10) Subd for orders.

Ac. 2. 112
12/12/12

Subd for 12/12

11)

12) Inquire if it is true that
Mr. Puttanna has tendered
his resignation & call for
all the papers - HZ

24/12/12

22
24/12

N.B.—Should routine notes be written on small slips,
the notes must be copied, or slips pasted on
this form.

13) Draft Subd

G.P.D. 25,003-11-11-1

Ac. 2. 112
28/12/12

14) 28/12/12

For Mr. B. G. Hanuman Khan

J. Saad

110 91837 of 3-1-1913

Call for all the papers connected with the resignation of Mr. Puttanna

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

S/L 4

Petition of Kama swamappa

25.12.12

I am in the notice that
 the Hon. Mr. K. M. Annam
 has been appointed as
 Magistrate in the
 District of Ch. M. Station.

- 15) I Councilor's remarks
 there are - "Is Mr. Usman
 Khan a Magistrate
 in Ch. M. Station?
 Inquire of District
 Magistrate, I was not
 aware of this. Is it
 mentioned in the file?"

Intd H. V. K.

25.12.12

C/L 37-12 S/L 1-6.89.

16)

Sub. The District Magistrate
 of Bangalore, while
 recommending Mr. Usman
 Khan for the Bench
 of Honorary Magistrate
 gave his address as
 "Land holder and Municipal
 Commissioner" which was
 subsequently altered to
 "Land holder and Cloth
 Merchant, Nagurapet."

attached &
 filed 18/01/1911

N. B.—Should routine notes be written on small
 slips, the notes must be copied, or slips
 pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

17) In his D.O. N^o 230 of 11th December, the District Magistrate has reported that Mr. Usman Khan has been a Special Magistrate on the C & M Station Bench Court for about ten years and has also officiated on one or two occasions as Chairman in that Bench.

18) (The papers relating to the resignation of Mr. M. S. Putanna have not yet been received in this office)

19) Subd for order.

20) ¹²² 16/1/13 ^{12/1/13} ^{SPH} Please put up draft to D.M. asking Mr. Usman Khan to still a member of the B & M Bench. Ldng the fact of his being there also was not intimated to Govt. along with the recommendation.

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

SPH
18.1.13

G.R.S. 13]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

21) Subd with a draft D.O.
as directed on the previous page.

K.S. SN
21/1 22/1

22) Issue
SPN 22/1/13

23) Subd with a D.O. reminder.

K.S. SN
1/2 1/2/13

24) Issue
SPN 3/2/13

25) Subd with a D.O. reminder.

SL No 5

To B. J. Kumaraswami
Nail Page B.A.
Enquire if Mr. Kumaraswami
is still a member of the C. & M. S. & if
so, why it was not intimated to
Govt.

From Mr. B. J. Kumaraswami
Nail.

No 344 D, 17th March 1913

Forward two letters, recd from

Mr. Puttanna & Messrs Borappa
(and Osman Khan) and Mr. B.

N.B.—Should routine notes be written on small slips,
the notes must be copied, or slips pasted on
this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

that as the candidate
 proposed by Mr. Puttanna on the
 Dist. Mgt. was such that
 it could not be then accepted,
 without entering a plea on his
 colleague, separate arrangements
 were made for the conduct of his
 work.

26) The reply now received is
 with reference to this office letter
 no. J1837 of 3rd Jan^y 1913. ~~Att~~
 The papers now recd consist only
 of two letters written to the
 Dist. Mgt. by ^{Mr} Puttanna
 and the other two Magistrates.

27) The Dist. Magistrate has
 made no reply to this office
 letter no. J2154, of 25-1-13,
 enquiring if Mr. Osman Khan
 is still a member of the
 C. & M. St^h Bench.

28) Subd.

Ke. - 129 SN
 20/3/13

N.B.—Should routine notes be written on small slips,
 the notes must be copied, or slips pasted on
 this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

29) Two matters were referred to the D^r Magte & report

(1) the circumstances under which Mr Puttanna resigned & Mr Usman Khan appointed as chairman

(2) whether Mr Usman Khan is a member of the C.M. S^r Bench & if so why this fact was not brought to the notice of Govt.

30) As regards (1) the D^r Magte has sent two letters from the Hon^r Magte, which indicate that there was some misunderstanding among them. In consequence of this the D^r Magte appointed Mr Usman Khan as chairman for the remaining portion of that month (October 1912).

31) He may perhaps be asked again to submit this information. As regards (2) the D^r Magte does not refer to it in his present D.O. but he stated in his previous D.O. of 11-12-12 that Mr Usman Khan has been a Special Magte for ten years in the C.M. S^r Bench.

32) Subm^d for further orders

33) See 1

N. B -- Should routine notes be written on small slips, the notes must be copied or slips pasted on this form.

33) It is noticeable that the District Magistrate has taken an

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

shall

7/1

Play P

unreasonably long time to answer ^a query and has failed to answer directly that relating to Mr. Usman Khan being a member of the C.M. St. Bench.

under para 3 of G.O.

The District Mag. can appoint a chairman subject to confidential d.o. instructions communicated to the Govt.

It will not be amiss, I venture to think, if Govt. insist upon a better attitude on the part of a District Mag. towards them in answering their references.

1st Comptroller

Drum

25/3

SP 25/3

Did Mr. K. Nark reply to Mr. Puttanna's letter & tell him that he could not make any change? Did he try to find out whether there was any truth in the allegations made by him? How could he judge between the two versions without some enquiry?

N. B. - Should routine notes be written on small slips, the notes must be copied or slips pasted on this form.

Has Mr. Puttanna been acting as Magistrate since the date of the letter? What has been the Constitution of

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

the Benches since?
(Members & Chair-
men to be named)

- 38) The Distt Master ~~is~~ may be asked to send a reply to these queries very early, ~~is~~ and told that Govt expect prompt or response on his part to such enquiries.

Confidential
(D.D.)

[Signature]
25/3/13

22
27/3 *[Signature]*

Ch

- 39) Sub^o with a draft D.O. as directed

K.G.-129 *[Signature]*
29/3/13

In Secy) *[Signature]*
29/3

- 40) some ^{too} *[Signature]*
29/3

[Signature]
29/3

N. B. - Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

10/7. To The D.M. Bangalore

Issued NO of 2896 of 29-3-1913

Enquires some queries regarding the applⁿ P.T.O
of Mr. Ooraman Utham as Chairman of the Bench of
Hon. Magts, Bangalore Cif.

III
Treat this as
urgent make
inclusion *[Signature]*
29/3

[Handwritten notes]
29/3

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

J 2860
SE N^o 8Sub^d with a draft ^{on} remittance
K.G.-129 SN
9/4/13 Issue
SD 9/4From Mr B. J. Kumaraswami Nair
D.O. No 388 of the 9th April 1913
Furnishes the information
called for in the office D.O. No. J
2896 of the 29th May 1913Call
them
Jpt

Flag T

41)

Sub^d The D.O. letter
regarding Puttanna and his two
colleagues to the Dist. Magistrate were
returned to the D.O. for
necessary reply & retransmission.
They have not been returned.42) In the list of benches it
will be seen that the initial of
the chairman for Dec 1912 is in-
correctly stated.SE N^o 9. To The D.O. B.J.The D.O. B.J. enquire
re the appointment of Mr. K. S. Man
Uthappa as Chairman. The re-
quest is not at request.Request retransmission of the
letters written by Messrs
Puttanna & two others.

44)

Sub^d with a draft calling
for the D.O. letter.K.G.-129 SN
10/4/1913 10/4/13 Issue
SD 10/4

45)

Sub^d with a draft calling
for the D.O. letter.
K.G.-129 SN
10/4/1913 10/4/13 Issue
SD 10/4N.B.—Should routine notes be written on small
slips, the notes must be copied or slips
pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

J2934

SE N^o 10

From M^r B. J. Kumaraswami Naik
D.O. no. 405 of the 16th April 13.
Forwards the D.O. letters
written to him by M^r Puttanna
and messrs D. Basappa & Usman
khan.

Subd.

K.G.-129 S.N.
17/4/1913/46

The D. O. letter
of 7-4-13 answers the
queries of the 1st C on
pp 11 & 12 of these notes

D.Y. Secy

1st Cancellation

D. M. Secy

17/4
S.D.
17/4

47) I think that the Dist Magte did
not show proper tact in Manag-
ing the case.

48) He may be asked to re-
quest Mr. Puttanna to state whe-
ther he wishes to resign his Hon.
Magte's functions definitely & to
report. The D. M.
may easily adjust the ar-

N. B. - Should routine notes be written on small
slips, the notes must be copied or slips
pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

23.4.13

arrangement of Benches in a suitable manner so as to take into account the personal feelings of the Magistrate. This may also be mentioned by him in his enquiry of Mr. Puttanna.

18/4/13

[Signature]

18/4 1874
Dues 19/4
SM 10/4

49) Subd him a draft etc.

cc N^o 11.

To The D. M. Bq.
Request ^{him} to ascertain and report if Mr. Puttanna wishes to resign from Hon. magistracy definitely.

K.S. - 129 SN
21/4/13

[Signature]
Dy Secy) SM
21/4
Dues 21/4

N. B. - Should routine notes be written on small slips, the notes must be copied or slips pasted on this form.

50) *[Signature]*
SM 21/4
Issued J 3184 & 23.4.1913

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

51) Subd with a D.O. reminder
to the Dist. Mgr., Bangalore.

14/5/129

14/5/1913

58)

52)

Issue

14/5/13

15/5

J 3300

From Mr. B. J. Kunnara, Senior Naik

D.O. no 476 of 15.5.1913

Sl No

12

Encloses with refce to his letter

D.O. no 3184 of 23.4.13, for the perusal
of Gt a copy of letter of 18th
May 13 recd from Mr. Puttanna.

53) Mr. Puttanna refers in his
reply to the Dist. Mgr. to a
certain off communication ad-
dressed by him to the Dist.

Mgr. See D.O. of that date written
by Mr. Puttanna is in the file

Except the two D.O. letters from the Bench
which are already in the file
no records have been subd

14/5/129 by the Dist. Mgr. as requested by
17/5/13 Mr. Puttanna in the last
sentence of his posting.

54)

Mr. Puttanna does not wish to resign

N. B. - Should routine notes be written on small
slips, the notes must be copied or slips
pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

the office unconditionally. This version of the case will be put forward for consideration if required, as stated in his rep's to the District Mag.

Mr Connally

Dr. 17/5

17/5

- 55) This is again a mess. I should like to see the D. M. personally about this case - Please

17/5/13

[Signature]

- 56) I have spoken to the Dist. Magr. As the Correspondence was marked Confidential, he says he did not communicate to Mr Puttanna that he had submitted the Correspondence to Govt.

57) The D. M. may be officially informed that as there ~~is~~ seems to be some misapprehension in the matter,

the D. M. may inform

N. B. - Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

Mr. Puttanna that the matter was submitted to Govt., that Govt. consider that the Benches may be so arranged as to consult the convenience & predilections of individual members, that as Mr. Puttanna has only conditionally asked that his resignation may be accepted, he may be informed of this view & that if he still wishes to withdraw from the Office, his resignation may be accepted. [As the Papers show that the two honorary magistrates could not pull on well together, ~~it~~ apparently owing to personal incompatibility, it is hardly a matter which requires further enquiry.]

N. B. - Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.


 18/5/13
 Dec 190
 20/5
 P.T.O.
 20/5/12

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

58) Draft as ordered by the 1st Committee
on page 18 is Sub?

KE.-129 SN
21/5/13 21/5 59) Fair draft
SPM 21/5

60) Fair draft Sub?

KE.-129 SN
21/5/13 21/5 84 (an) SPM
21/5

1st Committee

Done
21/5
25

Sl. No. 13.

To The O. M. Bg.
states that Mr. Putnam's
resignation will be accepted
if he still wishes.

Ans for 20/5/13

20/5

61) Draft appd. by 1st Com
23.5.13

21/5
26/5 - 26/5

62) Issue
SPM 26/5

Sl. No. 13

Issued No 93659 of 28.5.1913

844 Sl. No. 14 From the Dist. Mgt., Bangalore
No 4. of 1.7.14 Dist.

N. B. - Should routine notes be written on small
slips, the notes must be copied, or slips
pasted on this form.

State that the convenience and
predilection of individual members
are being considered as far as possible.

744

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

and that the appointment of Mr. Puttanna being opposed to Secⁿ 557 of the Cr. Pro. Code and being inexperienced besides, his resignation may readily be accepted.

(3) The question now raised by the District Magistrate in para 4 of his letter was considered before Mr. Puttanna was appointed a Bench Magistrate.

(4) ~~The~~ District Magistrate has (i.e. judging from the terms of his letter) apparently not informed Mr. Puttanna what he was asked to do in this office letter of 28.5.1913.

(5) Sub^d made.

12.12.1913 *SW*
24/1/13 10/7/13

Dr. Secy)

SPD
10/7

(St. Comm. Secy)

Decr
10/7

(6) I do not understand why the D.M. should be reluctant to do what

N. B. - Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

he was asked to do - which is the only straightforward course. He need not ^{have} raised the question of the propriety of the appointment made by Govt - after due deliberation. It is not so very easy to obtain the services of able & disinterested men as Magtes, that we should treat those who have undertaken the work so cavalierly.

b) If the Dewan agrees, the D.M. may be called to order and asked to carry out the direction contained in the last order of Govt.

(c) The D. M. (late) had placed himself in a false position in this matter & as I did not wish to

N. B. --Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

It pass any order that might reflect on him his prestige as head of the District, that I suggested this way of his withdrawing easily, that all this temporising Correspondence has been carried on.

Dewan

13/7/13

3997

15-7-13

(69) P.S. In Connection with Mr. ~~man~~ ^{plus} ~~man~~ ^{man} Khan who has to some extent been instrumental in bringing about this impasse in the work of the Bench, it may be noted that in a certain civil case in the sub Judge's Ct. (O.S. 25 of 1907-8) a defence set up by him was deliberately declared to be false, & I am told the Dept. did not appeal & the decree was satisfied. The opinion of the Judge was in the following words:

N. B. — Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record]

" For these reasons, I have no hesitation in characterising the evidence of these witnesses as false and got up by the defendants to negative the evidence adduced by the depts in respect of marriage".

If I had known this fact, I should have hesitated to consent to his appointment as honorary Magistrate. But I believe it ^{will be} sufficient to note this now for consideration when the appt has to be renewed.

19/8/13

[Signature]

70
[Signature]

Vide Dewan's note of 11.9.13.

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

24

21-7-13.

Hon^y Magtes Bangalore

g. Min 24-13
21-7-13.

The ~~Complaints~~^{defects} (as re-
presented in a Conversa-
tion with Mr C.V. Nar.
Rao).

1. The appeals are generally
transferred to Asstt CJs
& this does not contribute to
the dignity of the Court.

(An order may issue
that the Dist. Magte should
himself dispose of such
appeals.)

2. The bench shd. have
1st Cl. Powers, so that the
status of the Court shd.
~~increase~~ rise & Appeals may
go to Ch Ct or less JUDGE.

(Seems hardly feasi-
ble, but enquiry may
be made as to what

21-7-13.

the practice is elsewhere -
Madras, C & M & S & C)

3. Bombay system of
'average' & 'out' master
(8th cl.) may be too in-
troduced.

[Seems undesirable]

4. Masters have not suffi-
cient control over estb.

[This seems remedied
under late order conform-
ing estb. (1). The matter may
be corrected also by a press
order.]

5. Hon'ble masters who have
done special recognition
for honorary work.

[They should be
given the same status

is Municipal Commrs
in all public functions,
I think.]

2) Is the term of any
Hon^{ble} Magles in either
of the Cities over? If
so let me have a
list please.

ecr (Indl),

Hon
21/7/13

urgent

Box III

Please work up
in detail &
submit

10th July

P.T.O.

45 File No. 45 of 1913-14

26

4

Serial
No.

3) With regard to the points noted down on
pages 1 to 3 of these notes -

Point 1 Appeals against the decisions of the Bruch
D.O. to the District Magistrate of
Bangalore is put up.

2- First class power to the Bruch.

Draft to the Rep. Secy, Chief Commr.,
making the enquiry ordered is put up.

3. No further action seems to be necessary ^{on this}.

4. Control over the establishment.

The order confirming the establish-
ment is now before the Dewan for approval.
That the establishment should primarily
work under the control of the Chairman
for the time being will, if approved, be
mentioned in the same order. After the
return of the file, the necessary alteration will be
made, if approved.

5. Status of Honr: Magistrates.

Br V will be requested to take
needful action.

4) In the case of the Bangalore
Bruch only has the term of two of the Honr:
Magistrates, viz, Messrs C.V. Narayanaiah &
M.S. Puttanna expired. They were appointed
on the 20th July 1910 and the term of three yrs
p. P.A.

Serial
No.

expired on the 20th inst. The resignations from both the gentlemen are still pending.

Subd for order.

K.S.-129 SN

26.7.13

Is the no. of Hon^r magistrates fixed for Mysore + Bangalore?

S.M.L.
26/7

Subd. The number of magistrates is not fixed, but it now remains at 12 for each of the two cities of Mysore + Bangalore.

K.S.-129 SN

26.7.13

Two drafts are put up in connection with points 1 + 2. No action is necessary on point 3. As regards point 4, as the order confirming the est.ⁿ has not yet issued, it is proposed that this may be made clear by an addition to that order.

As regards point 1, a D.O. is put up, instead of ~~st~~ st require a formal order as Section 407 (2) of the Civil Procedure Code invests Dist^r Magistrate with the power to transfer any appeals to a First-Class Magistrate subordinate to him.

D.Y. (S.M.L.)

S.M.L.
28/7

General and Revenue
Secretariat.

45 File No. 45 of 1913-14

Serial
No.B^r III may note upon the 5th point as well:

Dues

30/7/13

B^r V has been separately asked to put up orders, if any, specifying or recognising the status of Muni Councillors in public and palace functions. In the meanwhile the folg: letter has been recd.

This will
be submitted
later in
1913

1-5

From the Dist. Magistrate, Bangalore S^t.

No 101 of 31.7.13

States that the term of office of Messrs Puttanna & C. V. Narayana Rao expired on the 19th July 1913 and that M^r D. Basappa, one of the Hon^{ble} mag^{ts} is reported to have died on the 11th July 13 & recommends that Messrs B. Jagannatha Rao & Hanumanthappa may be appointed to fill up two of the vacancies.

M^r B. Jagannatha Rao is a retired S^t: Amildar & M^r Hanumanthappa cloth-merchant and Municipal Councillor. The S^t Magistrate states that for the third vacancy a gentleman qualified for the Chairmanship would be nominated.

The file regarding the resignation of M^r Puttanna is now before the Dewan & that relating to the re-signation of M^r C. V. Narayana Rao is linked hereto.

Subd for order.

45-129
4-8-13SN
4/8/13

Dr (L)

SpL
4/8

NOTE—Contn. sheet.

Serial
No.

1st Concurrence)

for 1st Concurrence.

Dated 5/8/13

1) Where is the file concerning the resignation of Mr. Puttanna? Please let me have it with this, as both the matters should go together.

2) The do. about Appeals may issue.

3) About Ascertaining Powers of Magistrates outside, if published reports do not contain the info, is it not better to ask the Residency?

Am

5/8/13

Dated 6/8/13

25/7/13

4) The file concerning the resignation of Mr. Puttanna has been obtained from the Dewani's Office and linked hereto.

5) From the rules regarding the Powers of Benchies printed on pages 32 to 36 of Swami Nathani's Code of Criminal Procedure

etc.

NOTE—Contn. sheet.

Serial
No.

it may be inferred that 1st class powers have been conferred on the Benches in Bengal, Madras and Bombay but the benches there consist of stipendiary magistrates also in addition to honorary magistrates.

From the report published in Morris' Directory page 310, it will be seen that the Bench in C+M N^y is invested with second class powers only.

A draft to the Presidency is also sub^d for approval under orders.

K.G.-129

9/8/13 ~~9/8/13~~

Dr. Secy)

S.M. 9/8

P^romotion) With reference to paras 14 & 16.

Dr. Secy 12/8

No first class powers are necessary. I do not think it fair to decide this matter before the question raised about Mr. Pittman's resignation is definitely disposed of. There is no force in the Dr. M.'s view

406
Ch File No. 45 of 191 13(9)
3/Serial
No.

that a practicing pleader
shd not be an honorary
Magistrate. This point was
considered & disposed of
when appointing him as
such. (See p 7 of notes in
Ch File 5 of 1901-10.)

As to Dewan has
not dealt with the other
file, both may be sub-
mitted to him marked
urgent.

18/8/13

H. S.

18/8/13

Dewan
18/8/134681
18 8 13

Dewan)

16

Vide Dewan's note
of 11.9.13. in D.O. 73997.

See

To H. Chaudhary Esq, D.M., Banpalai

No J 535 Dg 11.8.1913

State Govt considers it expedient that all appeals
against the decisions of the Branches of Magistrate
Magistrate should as a rule be disposed
of by the Dist. Magistrate himself

General and Revenue
Secretariat.

65 File No. 45 of 1913-14

Serial
No.

17

From the Dist. Magistrate

Bangalore Dist

No 188 & 23.8.13

In continuation of his letter nominating for two of the vacancies on the Bench of Magistrates at Bangalore, recommends Mr B. Subrahmanya Naidu for the third vacancy and for being appointed a Chairman also.

The previous letter of the Dist. Magistrate with the connected file was sub^d to the 1st Cr on 19.8.13.

Early orders are requested by the Dist. Magistrate as much inconvenience is stated to be experienced on account of the vacancies remaining unfilled. Mr. Subbataraya Naidu who is sub^d in the Bangalore Pk, was an assistant Magistrate and an acting asst. commr.

Why is he recommended as Chairman? Is not the Chairman to be nominated by the Dist. Magistrate & each month?

Sub^d.

" The Dist. Magistrate has the discretion to appoint the Chairman for each time of sitting or generally, in conformity with d.O. instructions issued from Govt that only those who have

NOTE—Contn. sheet.

Serial
No.

experience & magistrates need be appointed as
Chairman.

The present recommendation of Mr Subbarayan
Naidu being appointed as Chairman also
may be taken in the light of an intimation
to Govt that he has in him the qualification
req^d for a Chairman.

K.G. - 129

26.8.13 *W*

There is no necessity to
notify Mr Subbarayan Naidu as
Chairman also. The D.M.'s recommendation
to make him an Hon^y Magistrate may perhaps be accepted
he is reported to live in the C.M. Stn.
Dy Secy

A draft may be put up accordingly.

Spl
26/8

Dues
27/8

Subd. with a draft notification as per orders.
The previous papers re the nomination of Messrs
Jagannatha Rao & B. Hanumanappa are before
the Dewan.

K.V. (123) W
27.8.13

Dy Secy

Spl
27/8

Why second class Mag? Please put up an author. The D. M.
does not refer to the class

Dues
28/8/13

Subd. When the last batch of Hon. Magistrates

3
34Serial
No.

was appointed they were given 2nd class
magisterial powers. (Please see notification
no. J 949/ch 37-12-4 dt 26.9.12, Mysore Gazette
dt 3.10.12 pp 361).

K.N. (123)

28.8.13

C.P. (58)

29/8/13

1st Comm. (10)

D.Y. Secy)

Sol 28/8

Duty and (10)
29/8

The three nominations
may all be considered &
decided together. Please
get the other file with the Dewan's
orders. The Private Secretary
may be shown this.

29/8/13 29/8
29/8
29/8
29/8

870.

Serial
No.

18

From

Mr. A. Chaudy.

318 of 20. 9. 13.

states that considerable difficulty is experienced in forming successive Benches out of the existing members, who are retired Officers or merchants.

Serial
No.

From M^r K. Chaudy

D.O. No 161 D, 20.9.13

State, that only two more Bench Magistrate
are necessary in case Govt consider M^r Puttanna
legally competent to hold the appointment
and State as his opinion that purely non-
-official gentlemen can also be appointed
as Chairmen and submit the views of Govt
in this matter.

Subd.

The connected file is now
understood to be before the Dewan.

Kg. - 116

22/9/13

ML

The suggestion of the
D^r master regarding the appointment
of non-off^l gentlemen as Chairmen
requires previous refer to note upon

Dr. Sen)

Sph
23/9

Please get this file from the D^r for dealing with all
the questions raised, if the file can be spared.

D^r Sen
23/9/13

Please treat the matter as
urgent. D^r Sen
23/9

H

71) The papers relating to the resignation of Mr. M.S. Puttanna, Special Magistrate, Bangalore, are returned to the First Councillor with compliments.

72) The District Magistrate has written the letter of 1st July 1913 probably in ignorance of the understanding that Mr. Puttanna was only to give up practice in the Court where he might sit as a member of the Bench. If so, would it be necessary to call him to order?

73) As Mr. Puttanna's term expired on the 19th July last, is it necessary now to consider the question of his resignation? I have however no objection to his reappointment if the First Councillor thinks it desirable.

74) In other respects I agree with the First Councillor.

11.9.13. *cc*

Seen. Will the Dy Secy please bring this up to me personally?

12/9/13

Henry

75) So far as the past is concerned, the matter may be dropped.

76) The District Magistrate's interpretation of S.587 is not correct. In the

Serial
No.

phrase 'in any Court within the jurisdiction of such Court', the words 'such Court' refer to the same Court as the one mentioned in ~~the~~ the 2nd line. If there were any Court subordinate ~~to~~ to the one for which 'honorary magistrates' are to be appointed, the pleader practising in the Honorary Magistrates' Court cannot be a Magistrate either in this Court or in any one subordinate to it.

7) There is no intention (or possibility) of appointing an honorary ^{Magistrate} ~~Magistrate~~ District Magistrate's Court & so the D.C.'s reasoning is not valid.

8) It seems to be fair that Mr. Puttanna (after what has taken place) should be asked whether he would like to be made a Magistrate again. If he does not wish, Mr. Jagannathan Ram may be made one.

Serial
No.

1) Mr. Subrayalu Naydu though a resident of C & M Stn may be made another hon. Magt.

2) As for the 3rd, I think Mr. Hanayanna & Mr. ~~Chinnappa Setti~~ Chetty (son-in-law of late Polepalli Subraya Chetty) would be better than the one recommended by the Dist Magt. They may be offered in that order & one appt made out of the three.

23/10/13 

3) Since writing the above, I have personally asked Mr. Puttanna, who says he does not wish to take up the

Serial
No.

work. Mr. Jagannatha Rao
may be appointed.

30/10/13

25/11

Drafts

S.M. 1/11

Draft notification appointing Messrs
Jagannatha Rao & Subbarao to the
office vacancie, and an order to the
Mysr., Bangalore, requesting that the
appointment may be offered to the gentle-
men named in para 81 are sub'd for
approval under order.

H.S. - 116

3/11/13

Dr. S. S. S.

S.M. 3/11

Order to propose 2 drafts: (1) Notif. & (2) letter
disposing of Mr. Pullanna's case in the light of the 1st
Committee's observations & asking the D. M. to offer the
appt to the gentlemen mentioned. S.M. 5/11

Revised drafts sent

S.M. 5/11

Two drafts sub'd as directed above.

H.S. - 116

5/11/13

N.H.

Dr. S. S. S.

S.M. 6/11

I think this has to
go to Dewan (re
paras 72 + 73) ^{the}
Please obtain Dy
Secy's order as follows

Son
12/11

The Dy Secy directed
that this may be subd
with the p/c order
the 7th or to be put up

W
12/11/13

41

Serial
No.

Two drafts are put up as per paras 77, 79, 80 and 81:

1st Connallor)

Dmuglaw
6/11

Drafts appd.

A d.o. letter was written
to Dist Magr about choice
of chairmen. I think it needs
modification. Please let me
see that file -

Office
Put up
JPL

10/14/13 
12/11 Dmuglaw

7th of 3

91) Sub. Cts file no 5 of 1909 which contains
the d. o. letter referred to above is put up.

Kg-116

13/11/13

ct (18)

13/11/13

Dy Secy)

Sgt
13/11

With reference to para 90.

1st Connallor)

Dmuglaw
14/11/13

In reply to Dm's d.o. letter
dated 20 Sep 1913, a d.o. letter
may be written modifying

47

Serial
No.

the instructions given in Secretary's
D.O. d. 23 Nov 1909 and leav-
ing it to the D-m. to appoint
such of the Hon. Magtes as
he considered deserving to
be Chairmen.

The drafts may be
submitted to the Dewan
for approval before is-
sue -

15/11/13

[Signature]

6195
22/11/13

Drawn

The drafts may issue

Drawn by 21/11/13

2. A draft note of submission to His Highness
may be sent up in regard to the proposal to modify the
D.O. letter of 23rd Nov. 1909.

B.M. 2/12

4-12-13

26 Dec 6/12

[Signature] 5/12

To The Compiler, Mysore Gazette
No 5 1710 of 10.12.13

Noting the appointment of Messrs B. Jagannath

NOTE—Contn. sheet.

Serial
No.Rao & B. Subbayaiah Naidu as Spl Magistrate
for the Bangalore city

21

To The Dist. Magistrate, Bangalore
No 1734 of 11-12-13

State that his interpretation of Sec 537
of the Cr. Pro. Code does not prove acceptable
to govt as correct, forwards copy of the above
notificn filling up two of the vacancies and requests
that the third vacancy may be offered to
Messrs Hariyanna & Chinnappa Setti and
the result reported to govt.

The Draft Submission Note to H. H. is put up
per para 96.

114-116

23.12.13

A tidy draft may be prepared as revised no.
clear and bring it personally.

by
15.12.13
D. S. 116

In the draft Submission Note put up it
has been taken for granted that the d.o. instructions
should be modified with respect to both the District
Magistrates of Bangalore & Mysore to whom the instructions
were communicated. If this view coincides with that
of the 1st Commr in para 93 above, the Submission
Note will be sent up to the Secy.

1st Commr

D. S. 116
27/12

NOTE—Contn. sheet.

(The D.O. letter to be
written if this is approved may
be shown to me before
issue. H. S. 116)

44

Serial
No.

22

From the Dist. Magistrate, Bangalore.

no 533 of 5-1-1914

States that M^r Harinanna has declined the offer on account of his present unsound state of health and that M^r Chinnappa Selli has expressed his willingness to serve as an Hon^{ble} Magistrate.

This information was called for at the instance of the 1st Councillor. The connected file is now before the 1st Councillor with a draft submission note regarding the a.o. instructions on the apt selection to the office of Chairman being modified.

Subd for orders.

K.G. - 116

10/1/14

el (48)
13/1/141st Cr)Sod
15/1

Mr. Chinnappa Selli may be suggested as an honorary

Magistrate

H. S.

22/1/14

Z
23/1 23/1
Draft

12

23/1

In the meanwhile, another letter from the Dist. Mgt on this subject has been recd.

NOTE—Contn. sheet.

ct 45-13

Serial
No.

23

From the Dist. Mgt., Bangalore Dist.

No 550 of $\frac{12}{13}$ - 1-1914

States that M^r B. Jagannatha Rao, Retired Dy. Amildar, who was appointed an Hon'ble Magistrate for the Bangalore City has left it to Chikballapur on account of ill-health and requests order that appointing another in his place.

As ordered in para 2, draft notification appointing M^r Chinnappa Setti, whose correct name is ascertained to be B. Chinnasami Setti who is a Municipal Councillor for Bangalore City, Asa Bruch Magistrate is subd.

Regarding the present communication from the Dist. Mgt., M^r Jagannatha Rao was appointed on the recommendation of the Dist. Mgt. himself. In his place no name has been suggested by the Dist. Mgt. One B. Hanumanthappa, Cloth-merchant & Municipal Councillor, Bangalore City had been recommended by the Dist. Mgt. for one of the vacancies but got considered in Chinnappa Setti more suited for the place. The file on the subject is now before the Dewan with a draft note referred to in para 1 of these notes.

Serial
No.

Whether it is Chinnappa's self
or Chinnappa's wife
as ascertained name
prev.

Dues
29/11

Correct name maybe ascertained from the D.M. before issue of
the Notification. The D.M. may also be asked to recommend
a suitable candidate in the place of Mr Jagannath Rao.

1st Commisioner

29/11/14

Draft appd. by First member of Council
M.S.S.

29.1.14

29/11/14

Verify name & issue notice + call for
proposals re filling up the other vacancy

30/1

Draft d.o. sub? After receipt of in-
formation called for, the notice will be
issued.

kg-116
2/2/1914

Issue

2/2

To Mr K. Chaudry, Dist. Magistrate, Bangalore

D.O. No J2225 D. 6-2-14

Enquire what the correct name of the
gentleman is & if he is a Municipal Councillor

from The Dist. Magistrate, Bangalore

No 618 D. 10/12-2-1914

State the correct name and add that
he is a Municipal Councillor.

NOTE—Contn. sheet.

47

General and Revenue
Secretariat.

45 File No. 45

of 1913-14

Serial
No.

11 The draft notⁿ already approved, which
the name given in which has been found to
be correct, may now issue.

K. - 116

13.2.1914

To The Typing Section

2

To The Compiler, Mysore Gazette

No 2348 of 17-2-14

Notifies the appointment of Mr. B. Chinn
- same letter as Sp^l Mysore Gazette from Bangalore
City.

27.

2

The Registrar,
Chief Court.

2375 of 18/2/14

Reports that the opinion
of the judges of the Chief Court
re- the present representation
of the D. M. Bangalore, ^{in appreciation as Chairman of the}
Kindly be obtained & reported
intimated to Govt.

Serial
No.

12 Subs with a draft calling for
proposals - as per paras 6 & 8.
Reg. - 116
20/2/1914

Dr. Secy) S/DL
21/2
Approved Dwy
11/2
14

To The Dist. Magistrate, Bangalore Dist.

No 2535 of 6-3-1914

Requests him to recommend a suitable
candidate in place of Mr Jagannatha Rao

From The Same Office

No 731 of 10/11-3-1914

Recommends that Mr N. Ramaswamiyer

49

Serial
No.Retired Amildar, maybe appointed a special
Magistrate class 2nd class.

15 Subd for orders with refce to para

kg. - 116

14.3.14

MU

10 Draft

1002 10/3

Draft notification to Subd.

kg. - 116

16/3/14

MU

Dr (w)

First member)

1002 17/3

18/3 1914

Draft approved by 1st member.

MR.

19.3.14.

1002 18/3 1914

31

2

The Compiler,

Myore Gazette,

2789 of 2573/14.

Notifies the appointment
of Mr. N. Ramaswamy Iyer, Esq.
Amildar, as special Magistrate, for the
Bangalore City.

Serial
No.

6942
6-1-14

A draft Subminem Note is put up as per para 96 (Drawn Note)
Drawn) Dmyaglav
5/1/13

If the First Member of Council has no objection, the Judges of the Chief Court may be consulted in the matter.

3/1/14 h6

First Member)

2/1/1

Dmyaglav
3/1/1

None whatever. They may be consulted.

2/2/14

2/2/14

Draft
5/2/14

105 Draft to Repishan, Chief Court, 5 info.
106-116
5/2/14

Draft Submitted. Owing to the nature of the previous correspondence, no consultation is not perhaps desirable

Dr (ed) Approved with a few changes.

5/2/14
Dmyaglav
16/14

Issue
16/2

57

Serial
No.

To The Registrar, Chief Court
No J 2375 of 18-2-1914

Invites the opinion of the Judges of the
Chief Court regarding the representation of
the ~~one~~ of Bangalore for appointing non-offi-
gentle men possessing no previous just experience as
Chairmen.

From the Same Officer

No 3576 of 6-3-1914
284

States the opinion of the two puisne
Judges.

Subd with refce to para 103. If
this view be accepted, the penultimate para
of the submission note ^{will} require slight modi-
fication.

Kg.-116

14/3/1914

First Member)

11/11

Dr. (ed)

13/3

Dr. (ed)

16/3

11) Submit to Dewan.

11) My opinion is already
given and so I did not
add it to the comments from
the Ch. Court.

17/3/14
11) I have embodied my
final views in the draft

General and Revenue
Secretariat.

File No. 45 of 1913-14.

Serial
No.~~for~~ final note.17/3/14 Am

Final note by the First member
of Council and a D.O. approved
by him are herewith put up.

MSS
3.4.14

by M. D. D. 3/4

With reference to paragraph 103.

(Dewan)

Dunaghar
3/4 11

8695
6-4-14

53

Submitted to His Highness.

115 I submit herewith a Final Note by the First Member of Council in the matter of issuing revised instructions regarding the appointment of the Chairmen for the Benches of Honorary Magistrates at Bangalore and Mysore.

116 2. The recommendation of the First Member for modifying the present rule of procedure so as to enable Government to exercise some control over District Magistrates in the selection of the Chairmen, and the proposal to issue revised demi-official instructions to the District Magistrates in the matter of such selection, seem suitable and may be kindly approved.

M. Vukobratz
17^e May 1944.

Subject:- Appointment of Chairmen to Benches of
Honorary Magistrates.

117 In appointing Benches of Honorary Magistrates for the cities of Bangalore and Mysore for the first time Government considered it expedient to lay down that no bench should be constituted without one who has had experience either as a lawyer or as a judicial officer presiding over it. Instructions were accordingly issued to the District Magistrates concerned demi-officially and confidentially.

2. 118 The District Magistrate of Bangalore now states that he is strongly of opinion that the time has arrived for appointing as Chairmen even such non-official gentlemen as possess no previous judicial experience and that this step is likely to be appreciated by them, as some of the other magistrates have obtained sufficient experience in other ways of such work.

3. 119 The Judges of the Chief Court when consulted express their opinion that as it would be risky to appoint men without a sufficient acquaintance with law and procedure to the position, only those honorary magistrates who have been such for at least 5 years and are otherwise also considered fit may be appointed honorary magistrates. I agree with this qualification and suggest that the D.O. instructions issued may be withdrawn and fresh instructions issued as modified according to this view. A draft is put up of a fresh D.O. letter.

4. 120 As the rules now stand, the discretion to appoint Chairmen is vested in the District Magistrate, and our views have to be enforced only by means of confidential D.O. instructions. This is somewhat of an invidious position and to remove it, I propose that the words "subject to such orders as Government may pass generally or in each case", between "District

may

55

may be inserted between "District Magistrate" and "to" in the third line of rule 3.

5. 121 These views agreed to in Council, may be approved.

H. Manjundaya

56

Record of Cases submitted for the Orders
of His Highness the Maharaja.



Subject.

Appointment of Chairmen to benches
of Honorary Magistrates at Bangalore and
Mysore.

Order.

122 KRAU
21/5/14

Sundry

22.5.14

23/5

26

Pratt order

19/5/14

5-38

Serial
No.

123 A draft G.P. amending rule 34 sub.
124 The d.o. letter to the Dist. Mpts of
Bangalore & Mysore has also to issue.

125 716

30.5.1914

First member)

Secy)

1000
30/5
Dy. Secy
7/6 SR

125 Drafts appd. by First member
mss 12.6.14

15/6
15/6

126 Issue

1000
16/6

32

To The District Magistrates of Mysore &
Bangalore

No J3719-20 of 19.6.14

Modifies the ~~the~~ instructions conveyed in
this office d.o. dated 23.11.09 regarding the
selection of Chairman for the Bench of
Hans' Magistrates.

33

To The Registrar, Chief Court
The Dist. Mpts of Dist

No J3721-9 of 19.6.1914

Amends rule 3 of the rules framed for
the guidance of Bench of Mpts in the State
The rules when first framed in 1909

127

398

Serial
No.

were published in the Mysore Gazette in the form of a notification.

118 It is a matter for order if the amendment of rule 3 of the rules should also be so notified.

119 Sub^d for order with a draft notification.

116 120 There is nothing in the C. P. Code 27/1911 that such orders should be notified in the Gazette. If there is any other direction that such orders should be notified, please put up papers.

Sub^d. No direction is traceable that such orders should be notified. A notification was proposed because the original rule, ^{one of} which is now slightly modified, were notified in the Gazette.

116 121 As instructions have been issued 7.7.1911 that the S. I. magis, there is no necessity to publish the same in the Gazette.

Confidential

File No. 15-14

Serial No. 1

Diary No. of letter replied to

No. 1441

General and Revenue Secretariat

()
the 191 .

To

Dear Sir,

Date of issue 25-11-12

Signed by Mr S. Hiriyamaia

I am desirous to
 invite your attention
 to the paragraph in
 the ~~the~~ ^{Daily Post} ~~and Civil news~~
 of 12th October 1912 ^{stating} ~~and~~
 that Mr. Usman Khan
 is appointed ~~as~~
 as Chairman of the
 Bench of Honorary
 Magistrates, Bangalore
 City, and to enquire
 whether
 over.

SUBJECT.

therein given
the information is true,
and if so to request
you to be so good as
to ^{explain} intimate how such
an appointment has
made ^{in spite} in the face of
the clear instructions
conveyed in ^{this office} ~~the office~~
No. D.O. N/1429 et seq
of 23.11.1909, that
"no Bench should be
constituted without
one who has had
experience either
as a lawyer or
as a Judicial Officer
presiding over it."

~~Yours etc~~
Yours sincerely,

SA

H. J. Kuma & Co. Dairies & Eggs

District Magistrate of Bangalore

Copied by

Examined by

GPB-25,000-8-8-11.

List of enclosures.

DIARY No. 9/1535

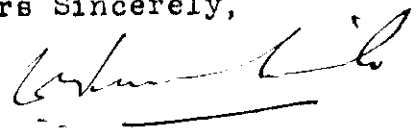
19 -19
SECTION 5
District Magistrate's Office
Bangalore, 12th December 1912.

District Magistrate's Office
Bangalore, 12th December 1912.

Dear Sir,

With reference to your D.O. letter No. J.144 dated 25th November 1912, re the appointment of Mr. UsmanKhan, Honorary Magistrate as Chairman of the -- Bench Court, I have to state that Mr. M. S. Puttanna, Honorary Magistrate was the Chairman appointed during the month of October 1912 but as he pleaded, after two sittings his inability to sit as Chairman in that -- Bench, his colleague Mr. UsmanKhan, was appointed Chairman for the remaining portion of that month. Mr. Usman Khan, it is ascertained, has been a special Magistrate in the Civil and Military Station Bench Court for about ten years and has also officiated on one or two occasions as Chairman in that Bench Court. As a rule, only gentlemen who have had judicial experience are appointed as Chairman.

Yours Sincerely,



To

S. Hiriyannayya Esq., M.A., B.L.,

Assistant Secretary to Government,

Genl. and Rev. Depts.

Confidential

File No. 456

Serial No. 3

Diary No. of letter replied to

D.O. No. 1837.

General and Revenue Secretariat

, the

191

To

Dear Sir,

Date of issue 3.1.13

Signed by Mr. J. Hiriyanna

With reference to your D.O. letter No. 230 dated the 11th December 1912, regarding the appointment of Mr. Usman Khan as Chairman of the Bench Magistrates Court at Bangalore, I am desirous to enquire if it is true ~~that~~ that Mr. Putanna

over.

SUBJECT.

copy
3/1/13
200/13
2/1/13

has tendered his resignation
and to request that ~~the~~
all papers connected
with the
matter may kindly
be forwarded to G.O.
at an early date.

Yours Sincerely.

St

P. J. Kumaraswami Nair Esq B.A.
District Magistrate of Bangalore.

List of enclosures,

Copied by

Examined by

DIARY No. 1681.

19 -19
SECTION 05
FILE No. 45-13
SERIAL No. 4

4

Indl
Is Mr. Ksman still a Magt
in C & M. Stⁿ? Inquire
of D. M. - I was not
aware of this? Is it
mentioned in the file?

Ans
25/12/12

Joint Committee of Chief Judge of the
Mysore Government.
Bangalore

13
3/1

That Mr. Ksman is still a Magt in C & M. Stⁿ and is employed in the C & M. Stⁿ as an Hon^y Magistrate. He is also employed in the C & M. Stⁿ as an Hon^y Magistrate.

That for the last 4 or 5 years one Mr. Ksman Khan Sahib is employed as an Hon^y Magistrate in the C & M. Stⁿ Bangalore.

That we hear that he is to be nominated likewise in the Bangalore City as an Hon^y Magistrate.

That we beg to represent that one and the same person, cannot have two appointments as per Rules in Force, and which your Honor too is well aware of.

That we therefore hope that the matter may be kindly taken into consideration and disposed of as per Rules.

The Magt to remain

most obedient servant
to the Magt

as to the D.O. letter referred to
above.

I am

Yrs Sincerely

SPN

SP
22/4/12

B. J. Kumaraswami Nair Esq B.A.

District Magistrate of Bangalore

SPN
K.G.
21/1

List of enclosures,

Copied by

Examined by

CONFIDENTIAL.

9 26/11 7
13/210/3
Deputy Commissioner's Office,
Bangalore, 17th March 1913.
45-18
6

D.O. No. 344
Dear Sir,

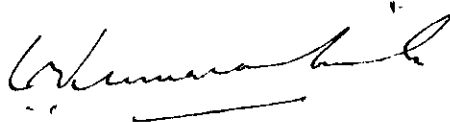
As desired in your D.O. letter No. 1837

x dated the 3rd January 1913, I send herewith, in original two letters dated 7th October 1912, received

V from Mr. Puttanna and Messrs D. Basappa and Osmankhan Honorary Magistrates, respectively. From Mr. Puttanna's letter, it appears that there was a scene in the -- Bench Magistrates Court on the 7th October 1913, -- owing to some altercation between himself and his colleague Mr. Osman Khan, that Mr. Puttanna wished that the latter be removed at once from that Bench, as he did not like to sit with him, and, that if he was still asked to sit with him, his letter may be taken for his resignation. From the letter addressed by his two colleagues on the very same date, it will be seen that the Chairman once absented himself on the 4th of that month, and the cases posted for that date, had to be adjourned to other dates, and that, on the date in question also, the cases had to be adjourned as Mr. Puttanna left the Court at 12-45 A.M. without -- assigning any reason. Government anticipating some

some difficulty have already once asked in their
/ No.J.3696 dated 7th June 1910, whether Mr.Puttanna
will suspend his practice as Pleader during the
time he is employed as Honorary Magistrate. There
is some correspondence in the matter. It is not
known how far Mr.Puttanna's sitting as Chairman
of the Bench of Magistrates will affect his prac-
tice as Pleader. This matter will, however, be en-
quired into, and, a ^{report} separate submitted to Govern-
ment. As the condition imposed by Mr.Puttanna on
the District Magistrate was such that it could not
be accepted, at any rate, for that month, without --
casting a slur on his colleagues, separate arrange-
ment was made for the conduct of work during the
said month, as already reported in my D.O. letter
No.230 dated 7th December 1912.

Yours Sincerely,



To

S.P.Rajagopalachari Esq.,

Assistant Secretary to Govt.

Genl. and Rev.Deptts.

Sunnakal street
Halasurpetta
Bangalore City

7th Oct 1912

My dear Sir

To-day is the Bench
Court day. It has been my
turn to be the Chairman
of the Bench this month.
I went to that Court
room at about 11.45 A.M.
to-day. Mr Osman Khan
the newly appointed Hon^{ble}

Magistrate was present
in the Court Room. We
took our seat. Petitioners
were called out. I began
to take down the statements
of the complainants. Then
the cases posted for hearing
were called out. Then
Mr. Osman Khan ~~and~~
went on criticising me
~~and~~ without regard to
the Rules of procedure &
decency. He said he
must sign or initial
every one of the interlocu-

very orders. In another case he said he must pass the orders. In a third case he stoutly objected to the exercise of powers vested in Court to adjourn Municipal Cases with a view to get the required work done before the next date of hearing. So on & so on, his carping & criticizing tone became louder and louder, no amount of arguing or

or explaining my actions
and procedure could con-
vince him. I believed that
loud talk & discussion
of that kind so openly
with a view to assert
somebody's superiority
on a Magistrates' dais
in front of the whole
audience including the
members of the Bar,
was derogatory to the
dignity of the Bench.
I bore up everything ~~at~~

patiently at first. The
more patient I was the
louder became his tone
of superiority. The whole
thing looked ridiculous in
the eye of the spectators.
I do not wish to discuss
and trouble you with
further details lest I may
inadvertently enter into
personalities ~~of~~ altogether
unpleasant.

I have been Magistrate
these fifteen years nearly

6
and sat with several
other Hon^l Magistrates.
But to-day's experience
was altogether new. I
cannot get on with
work with Moosman
Khan as one of my
colleagues. I care more
for the dignity of the
Bench than for any
personal considerations.

For these and many
more reasons, I refuse

to sit with Mr. Osman
Khan. Either kindly find
me another Colleague in
place of the said gentleman
or appoint another
Chairman for the current
month. In ~~sp~~ spite of
the prick of my conscience,
~~you~~ if you are disposed
to insist upon my sitting
with him, I beg to ~~resign~~
request you to accept
this as my resignation

for the Hon^y Magistrate
place.

I request you will
not be offended with
me.

I remain,

My dear Sir,

yours obediently

M. S. Puttanna Rao

B. J. Kumaraswami Raik
Esq. B.A.

Sistt Magistrate

Bangalore.

Let Cases had to be adjourned
today to other dates, as the
Chamman left the Court at
12.45 am. assigning no reason.

We have the honor to be
Sir

Your most obedt Servant

DKasappa

Spl May.

R. Gannaball

Spl, Magistrate

Geo to J 2641 9

G.R.S. 26]

Confidential

8/65
File No. 4543
Serial No. 7

Diary No. of letter replied to

General and Revenue Secretariat

()
, the 19 .

Date of issue 28-3-13

Signed by *Mr S. R. Rajagopalachari*

Draft D.O.

No

2896. Encl 3

To

Dear Sir,

Adverting to your D.O.

Letter no. 344, of the 17th March,

regarding the appointment of Mr

Osman Khan as Chairman of

the Bench of Honorary Magistrates

Bangalore City, I am directed to

make the following enquiry:-

1) Whether any attempt

made to find out if there was

any truth in the allegation

made by Mr Puttanna in his letter

recd with your D.O. referred to above

P.S. over.

Flap V

SUBJECT.

2. If there was no enquiry, what materials were there to judge between the two versions

(3) Whether Mr Puttanna's letter

~~was replied to~~ was intimated

that no change in the ~~constitution~~ personnel of the Bench could be made or any reply sent to his letter

(4) Whether Mr Puttanna has been acting as Magistrate since the date of his letter addressed to you and if what has been

~~the~~ constitution of the Bench

since that date (the members of each Bench and Chairman to be kindly named).

I am to ^{request} ~~add~~ that a reply to these queries may be sent very early and to observe that Govt expect prompt response on

List of enclosures,

your part to such enquiries

The D.O. letters are returned herewith for reference & kind transmission.

~~I have to~~

Yours sincerely,

PL

For Offs Secy to Govt

Dr. 29/3

(Df) K.G. - 129
29/3/13

Copied by

To B. J. Kumaraswami Naik Esq B.A.

Examined by

Dis. Dist Magistrate, Bangalore

12

Confidential
P.O. No. 388
Serial 9

2860 Key
9/4

10 -10
SECTION 05
48-13
8

District Magistrate's office,
Bangalore, 9th April 1913.

Br III
Spl
9/4/13

Dear Sir,

With reference to your D.O. letter No. J.

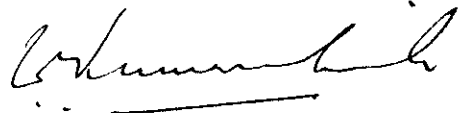
2896 dated the 29th March 1913 regarding the appointment of Mr. Usman Khan as Chairman of the Bench, I am to state that no enquiry was made regarding the complaints made by Messrs Puttanna, Usman Khan and -- Basappa, as I thought that such enquiry was unnecessary and would serve no useful purpose between Honorary Magistrates, the services rendered by them being purely of a gratuitous nature. When a Bench Magistrate declines to serve and sends in his resignation whether conditional or otherwise, there is no other alternative than to accept his resignation, when the conditions imposed are impracticable. Mr. C. V. Narayan Rao, another Chairman, has since written to me an official letter to say that he should be made a First class -- Magistrate, and given some powers etc, and if his request is not complied with, his resignation should be accepted. Office reference shews that a copy of the

-2-

the District Magistrate's order making other arrangements for the conduct of work of the Bench Court was communicated to Mr. Puttanna as well. Mr. Puttanna has not complained against it till now.

I have enclosed for perusal the list of Benches that sat since Mr. Puttanna declined to sit as Chairman.

Yours Sincerely,



To

S.P. Rajagopala Chari Esq., B.A., B.L.,

Assistant Secretary to Govt.

Genl. and Rev. Deptts.

G.R.S. 26]

Diary No. of letter replied to

General and Revenue Secretariat

()
, the 19 .

Date of issue 12-4-13

Signed by *on S.P. Rajagopalachari*

B.J. Kumaraswami Naik Esq. B.A.
District Magistrate.

SUBJECT.

SW
11/4/13

11 4 13

13

File No. 45-13

Serial No. 9

Confidential

No. 93048

Dear Sir,

Please refer to this

your D.O. letter no. 72896, of the
29th Mar 1913, making certain
enquiries regarding the appoint-
ment of Mr. Osman Khan as
Chairman of the Bench and
retransmit as requested therein.
Kindly ~~return~~ the D.O. letters
written to you by Mr. Puttanna
and Messrs D. Basappa and
Osman Khan, ^{for refce + return} which were not
recd with your D.O. no 388 of the

9th April 13.

Yours sincerely
S. P. Rajagopalachari
Incluz

14

J2934. Kg
16/4

CONFIDENTIAL.

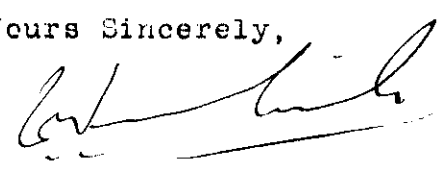
Pr 10
SP
16/4

District Magistrate's Office,
Bangalore, 16th April 1914.
No. 10

Dear Sir,

I have herewith sent the D.O. letters
written by Mr. Puttanna and Messrs D. Basappa and
Usmankhan as requested in your D.O. letter No. J.
3048 dated 12th instant.

Yours Sincerely,



To

S.P. Rajagopalachar Esq., B.A., B.L.,
Assistant Secretary to Govt.
Genl. and Rev. Depts.
Bangalore.

[Handwritten signature]

M E M O.

October 1912. Mr.M.S.Puttanna
 ,, D.Basappa
 ,, B.Usmankhan Saheb.

But Mr.Usmankhan Sahib was as Chairman from
 the 7th October 1912 to the end of --
 that month.

November 1912. Mr.B.K.GarudaChar(Chairman).
 ,, P.Sankariah Chetty
 ,, Mir Md.Ghouse Razvi.

The last gentleman did not attend in this
 month.

December 1912. Mr.D.Venkataramiah(Chairman).
 ,, Mir MdGhouse Razvi.
 ,, M.Subbiah. ✕

✕ This gentleman did not attend in this month

January 1913. Mr.Bele Sreenivasa Rao(Chairman)
 ,, D.Adeppa.
 ,, M.Subbiah.

February 1913. Mr.C.V.Narayan Rao(Chairman)
 ,, BasappaSetti.
 ,, Mohamed Abbas Khan.

G.R.S. 26]

Diary No. of letter replied to

General and Revenue Secretariat

()

, the

19 .

Date of issue 23-4-13

Signed by Mr. SP. Rajagopalachari

I am to observe that you may easily adjust the arrangement of Benches in a suitable manner or so as to take into accounts the personal feelings of the magistrates. Your intention to do so may also be mentioned in your letter to him on the subject of his resignation

Yours truly

B. J. Kumaraswami Nair
or Mr. B. J. Kumaraswami Nair
21/4

Confidential

D.O.

No. J 3/84

For

Dear Sir,

With refce to correspondence ending with your D.O. no. 388, of the 9th April 1913, regarding in the matter of the appointment of Mr. Usman Khan as Chairman of the Bench of Magistrates, Bangalore City, I am desired to request you to ascertain and report if Mr. Puttanna wishes to resign the Honorary magistracy definitely. And to add that in the enquiry to be made of Mr. Puttanna mention

P.T. over.

SUBJECT.

Wm

may
be made, ~~by you~~ that the benches
would be suitably arranged by you
so as to take into account the
personal feelings of the magistrates.

Yours sincerely

SM

J. S. S.

To

B. J. Kumarawani Naik Esq B.A.

District Magistrate

Bangalore.

of
18.12.13
13/13

SM

List of enclosures,

Copied by

Examined by

18

Confidential

DIARY No. J. 3307

Doc No 476

1/11/13

Encl 1

Dear Sir,

Deputy Commissioner's Office, 45/3
Bangalore, 15th May 1913.

TO	-10
SECTION	05
FILE	45/3
DATE	12

With reference to your D.O. letter No. J.3184 dated 23rd April 1913, asking me to enquire whether Mr. Puttanna Honorary Magistrate would continue or wishes to resign the Honorary Magistracy definitely, I beg to enclose for the perusal of Government copy of letter dated 1st May 1913, received in reply from Mr. Puttanna in the matter.

Yours Sincerely,

S. P. Rajagopala Chari

To

S. P. Rajagopala Chari Esq.,
Assistant Secretary to Govt.
Genl. and Rev. Depts.

Recd to J 3300

19

Letter dated 1st May 1913, from Mr.M.S.Puttanna,B.A,
Sunnakal Street, Bangalore City, to the District Magis-
trate, Bangalore ~~City~~. *Dish.*

Referring to your D.O.No.427 dated 28th ultimo.

I am at a loss to know whether I am to take the
said letter as a direct reply to my official communi-
cation dated 7th October 1912, after a lapse of nearly
seven months. I request to know whether my said letter
was submitted to Government and if so, on what date.If
a reference has been made to Government, I beg to re-
quest you to intimate to me the reply received. Since
no immediate enquiry was instituted, and since the --
lapse of such a long time gives rise to a presumption
that you certainly never would allow the matter to lie
idle without a report to Government, do not you think
at this stage that the Government would call on me to
state my version and so have a direct correspondence --
please?

I can give you a direct categorical reply to your
present D.O, after you kindly intimate to me the result
of your inquiry into the matter.

P.S.

If my resignation is to be accepted and if it
should be considered as a formal and unconditional re-
signation, I believe an order from Government is neces-
sary.

If you have not yet done so, I humbly request
you to submit the entire records including this letter
to Government and obtain ^{their} orders at an early date.

Sd/-M.S.Puttanna.

"C O P Y"


District Magistrate,
Bangalore District.

G.R.S. 26]

10.5.13 Fair draft
Respecting the resignation of Mr. B. Usman Khan
his Hon. Magistrate and the arrangements of
Bench by the Dist. Judge.

File No. 45-13

Serial No.

13

Diary No. of letter replied to 2300

No. 3659

General and Revenue Secretariat

()
, the 19 .

To

The District Magistrate
Bangalore Dist.

Date of issue 28.5.13

Signed by Mr. E. P. Rajagopalachar

Sir,

In the matter of the appointment of Mr. B. Usman Khan, Chairman of the Bench of Mr. M. S. Puttanna and with reference to your several communications on the subject, I am directed to state that, as there appears to be some misapprehension in the
p. T. over.

SUBJECT.

Copy 13
27

Further, you may inform Mr Putnam who has only conditionally
~~that~~ the question of his un-
willingness to serve on the Bench
as chairman was ^{submitted} ~~in order~~ for order
to Govt; ^{that Govt} ~~also~~ consider that the
Bench may be so arranged by
you as to consult the convenience
and predilections of individual
members, ~~that Mr Putnam~~
~~has only conditionally asked that~~
~~his resignation may be accepted,~~
~~and that, if~~
~~he may be informed of the same~~
after this
and that if he still wishes to
withdraw from the office, his
resignation ^{will} ~~could~~ be accepted.

I have to

Spl

M. H. Jee, Secy

22/5

List of enclosures,

23/5/13

Copied by

Examined by

TA
27/7/13
From

1913-14

The Deputy Commissioner

Bangalore District

To

The Secretary to the
Government of Mysore
General & Revenue
Departments

Dated

Despatched

1st July 1913.

Received

General No.

S no: 4.

No.

Enclosure No.

nil

Stating that the
Bench of Honorary
Magistrates is so consti-
tuted, having regard
to the convenience and
predilections of individual
members.

Office of the Deputy Commissioner,

Bangalore District.

Dated Bangalore, 1st July 1913.

DIARY No. J. 44.

10	-10
SECTION	15
FILE NO.	45-13
SERIAL No.	14

From,

K. Chandy Esq., B.A.,
District Magistrate,
Bangalore District.

To

K.R.Srinivasa Iyengar Esq., M.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Genl. and Rev. Depts.

Sir,

With reference to your letter No. J.3659/108 dated 28th May 1913, instructing that the Bench of Honorary Magistrates may be so constituted, having regard to the convenience and predilections of individual members, I have the honor to -- state that this is being done, as far as possible.

2. The appointment of Mr. Puttanna as a Bench Magistrate appears, however, to be opposed to section 557 of the Criminal Procedure Code. In the British Code the words 'Presidency Town or District' occur in the section, but in our Code, both these words have been left out.

3. Nevertheless the intention of the ^{Section} ~~Regulation~~ appears -- manifestly to be to prevent practising Pleaders from sitting as Magistrates both in the Court where they practise, and in other Courts within the jurisdiction of the first Court and in this view Mr. Puttanna who practises before me is debarred from sitting in the Bench Magistrates' Court.

4. I may also submit that Government in their No. J.3696/Cts. 5-09 dated 7th June 1910, enquired whether Mr. Puttanna would suspend his practice during the time he is employed as Honorary Magistrate, and Government were apprised that Mr. Puttanna ^{first} agreed to give up criminal practice, and afterwards declined the offer of being appointed Honorary Magistrate. Vide his letters dated 10th and 12th June 1910, sent as enclosures to my letter dated 21st June 1910. He is now practising in Criminal, Revenue and

25

Civil Courts.

5. There are such manifest drawbacks to his sitting as a Magistrate - ~~E. G.~~ an accused or complainant before the Bench Court may be his client in another Civil, Revenue or Criminal Court - that his appointment appears to -- have been ~~been~~ inexpedient, and there can now be no hesitation in accepting his resignation.

6. The favour of very early orders is requested.

I have the honor to be,

Sir,

Your most obedient servant.

N. Chaudhary

District Magistrate,
Bangalore District.

RR

L.S.R.
1/7/'13.

Recd
430 pm

URGENT.

191

13

26

From

The Deputy Commissioner
& District Magistrate
Bompane Dist.

To

The Secretary to the
Govt of Mysore,
Encl. & Res. Dtd.,

Dated

Despatched

Received

General No.

No.

Enclosure No.

En. nil

States that out of the 3 vacancies
in the Bench Court, Messrs.
B. Jayanna & Rao, retired
Magistrates & D. Hanumanthappa
M.L. Amalgar, & Chok
Mehant, Bompane city
may be appointed as Hon.
Magistrates.

URGENT.

DEPUTY COMMISSIONER'S OFFICE,

BANGALORE DISTRICT,

DATED, BANGALORE

DIARY No.

31 July 1913/14 06

M- Chandy Esq., B.A.,
District Magistrate,
Bangalore District.

1013-1014
CL
459/1913-14
15

M-R. Sreenivasa Iyengar Esq., M.A.,
Secretary to the Govt. of Mysore,
General and Revenue Dept.,
Bangalore.

Sir,

In continuation of my letter
no. S. 4. dated 26 June 1913, requesting
to accept the resignation of Mr.
M-S-Puttanna, Honorary Magistrate,
I have the honour to state that the
term of office of Messrs M-S-
Puttanna and C.V. Narayanaiah,
who were appointed Honorary
Magistrates under Government
Notification no. J. 174-CL-
5-09-28 dated
20 July 1910, expired on the 19 July
1913, as per Government Proceedings
no. J. 143-CL-5 of 1912 dated 23rd
November 1909 which fixes the
term of Honorary Magistrates
for 3 years from the date of
appointment. Also, Mr. D-
Basappa, Honorary Magistrate,
appointed

New before the Court

appointed under Government Notification No. J 949-cb/37-124 dated the 26th September 1912 is reported to have died on the 11th Inst-ant. So there are three vacancies now; and I beg to propose Messrs B. Jagannatha Row, Retired Deputy Amildar, and B. Hummanthappa, Municipal Commissioner and a cloth merchant, for being appointed Honorary magistrates to fill up two of the existing vacancies. I will submit further recommendation to fill up the 3rd vacancy as soon as I find a suitable candidate for being appointed as Chairman.

2. As there are only 9 Honorary magistrates now available for duty, and as they are either retired officers or gentlemen having business, they cannot conveniently be asked to serve more than a month at a time without prejudice.

Prejudice to their business.

3.

I, therefore, request that
early orders may kindly
be passed in the matter.

With the honor to be

Sir

My dear Sir,

Yours truly,
W. W. W. W.

District Magistrate,
Bangalore District.

W. W. W. W.

G. R. S. 26]

Re Appeals against the decisions of Bench No. 13, Bangalore

30
File No. 45-13

Serial No. 76

Diary No. of letter replied to

No. 9535

General and Revenue Secretariat

, the

191

Date of issue

11/8/13

Signed by

Govt. Consider
it expedient
that all

By K. R. Srinivasan

Dear Sir,

I am desirous to state
~~it is proposed that~~
that appeals against the decisions
of benches of honorary magistrates
of the Bangalore Bench Court are
generally transferred to the file of
the Asst. Commr. and to request you,
Shd. as a rule be
therefore, to arrange to hear appeals
by the Dist. Magr.
disposed of such appeals yourself.

Yours sincerely

SN

Sd/-

K. Chaudy Esq B.A.

District Magistrate

Bangalore

over.

SUBJECT.

111/24/14

URGENT.

31

1913-14.

From

may/ The District Magistrate,
Bangalore District.
Ans. 8 14

To The Secretary to the
Government of Mysore
General & Revenue
Department.

Dated

Despatched 23rd August 1913

Received

General No. S. 188
No.

Enclosure No. nil

In cont. of no. S. 101
of 31st July 1913 requesting
to appoint Mr. B. Subramanyam
Naidu, as Chairman of
the Bench Magistrate's
Court.

URGENT.

DEPUTY COMMISSIONER'S OFFICE,
BANGALORE DISTRICT.

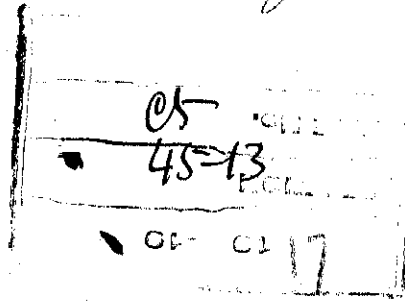
DATED, BANGALORE *Aug. 23, 1913.*

9 701

From,

K. (Handy, Esq., B.A.,

*District Magistrate,
Bangalore District.*



45 475 of 1913-14

K.R. Sreenivasa Aiyangar, Esq., M.A.,

Secretary to the Govt. of Mysore,

General and Revenue Departments,

Bangalore.

Sir,

In continuation of my letter No. ?

(dated) proposing two names for Bench

Magistrates, I have the honor to state

that Mr. B. Subrayaiah Aiyar, retired

Amildar may also be appointed a Bench

Magistrate and Chairman. He lives in the

C. H. Station, but owns lands in the ~

Bangalore Taluk, and as he was an Amildar,

Magistrate and Acting Assistant Commissioner,

he is competent to be Chairman.

2. The favour of very early orders is

requested.

requested on both these references, as
Considerable inconvenience is being ex-
perienced on account of the vacancies
not being filled up.

I have the honor to be
Sir,
Your most obedient Servant.

K. L. A. Dey

District Magistrate,
Bangalore District.



TH/24/9
From The District Magistrate
Bangalore District
(L)

To

The Secretary to the Govt.
of Mysore
Ct. & Rev. Department
Bangalore

Dated 20th September 1913.

Despatched

Received

General No. S. 318.
No.

Enclosure No.

Re - the appointment of Messrs
B. Jagannatha Rao, B. Hanumanappa
& B. Subbarayalu Naidu as Honorary
Magistrates.

In reference to this Office letters Nos.
1012/88 dated 31.7.13 & 23.8.13, respectively

DIARY No. J. 1035

10 -10
05
45-13
14

Office of the Deputy Commissioner,
Bangalore District.
Dated Bangalore, 19th September 1913.

No.-----

From

K. Chandy Esq., B.A.,

Deputy Commissioner, and
District Magistrate,
Bangalore District.

To

K.R. Sreenivasa Iyengar Esq., M.A.,

Secretary to the Government of H.H.

the Maharaja of Mysore, Genl. and Rev. Depts.

Sir,

I have the honor to invite your kind
reference to my letters nos. 101⁺ and 188 dated
31st July 1913 and 23rd August 1913, respectively re-
-garding the appointment of Messrs B. Jagannatha-
-Rao, B. Hammantappa, and B. Subbarayalu-
-rao as Honorary Magistrates.

Considerable difficulty is experienced in
forming successive Benches out of the existing
members who are either retired officers or
merchants

J 406 ch 45-13-1

Dewan 15/8

To. 19/8

J 701 ch 45-13

PS 3000
-13

15

36

merchants having business concerns and who
can ill-afford to serve as magistrates for
more than one month at a time. It has come
to my notice that some of the members
~~are~~ ^{are} absent themselves presumably as they
cannot serve if they are called upon to
perform honorary work, in and out
of season.

3. Further for want of the full
complement, I cannot make some satis-
-factory arrangements ^{in advance,} so that each member
may know when his term comes to enable
him to adjust his private concerns.

4. In the interest of the institution, I beg
for early orders.

I have the honor to be
Sir,
Your most obedient servant.

K. M. A. N. D.

[Signature]

District Magistrate,
Bangalore District.

149

DIARY No. 1023

1913-14

Deputy Commissioner's office, Bangalore, 20th September 1913.

22/9

Dear Sir,

As regards the Bench Magistrates, I beg to submit as follows:-

We want only 12 Magistrates, of whom there are nine already, excluding Messrs Puttanna and C.V.-- Narayana Rao. As I presumed that Mr. Puttanna was not legally competent, I recommended three additional names but if Government consider that he should be appointed, only two more are necessary; and in this case, Mr. Jaganatha Rao may be omitted and only Messrs Hanumappa and Subbarayalu Naidu appointed; as otherwise all the four Chairmen will be of the same class and as Mr. Subbarayalu Naidu has greater magisterial experience than Mr. Jaganatha Rao.

I am strongly of opinion also that some of the purely non-official gentlemen can also safely be appointed chairmen. Among these, Mr. Usmankhan has been a -- Bench Magistrate for 10 years and Chairman in the -- Civil and Military Station, from April last. I have seen some of his judgments. Mr. Garudachar has been

been Magistrate for 3 years and was a Chairman for a month, and I have perused his judgments; Mr. Abbas Khan was a court clerk in the Kolar Gold -- Fields Court for 3 or 4 years and an Excise Supervisor and was considered fit to be Chairman by Mr. C. Rama Rao, Retired City Magistrate, who sat with him. He was also Chairman for a few days, and I have read his work. Mr. Subbiah has less experience than any of these, but is an intelligent graduate. I have ascertained also that these gentlemen will have no objection to sit alternately as Chairmen and colleagues.

Under the rules I have complete discretion to appoint any of them as Chairmen for a sitting or a longer period; but before making an experiment in this direction, I shall be thankful to have the -- views of Government. I shall see that each Bench is capable of doing useful work; and this step is likely to be appreciated.

Yours Sincerely,

K. M. Rao

To
D.M. Narasinga Rao, Esq., B.A., B.L.,
Deputy Secretary to Government,
Genl. and Rev. Deptts.

38

3

at
Two dft
(14)
No 2 cups

14

No. *2* *copies*
1710

2309
Frankfurt

191

10/12/13

Notification

That are pleased to
appoint under Sec " 14 of the
Code of Criminal Procedure, 1904,
the under mentioned gentlemen
as Special Magistrates for the
Bangalore City with the powers
of a Magistrate of the second class.

After the same manner with class
II. however, the practice is
different. The class is offered.
Subject is offered at
II. class is offered in the
draft.

1. M^r B. Jagannatha Rao,
Retired Dy: Amildar

2. M^r B. Subrayalu Naidu,
Rector Amilkar.

B. d.

To The Compiler, Mysore Gazette,
For publication.

107-116
5/11/13

Дми 6/11

Don't ~~over~~
For See to find

SUBJECT.

7/4/13

45621

39

h. g. honer
H. S. 701

Government of H. H. the
Maharaja of Mysore.

GEN. & REV. SECRETARIAT.

REQUISITION FOR PAPERS.

*Mysore Gazette
Part I Page 1168*

11/12/13

Section

B

Filed

Deposit

File No.

Serial No.

for recording
~~To be put up with Diary No. of 191~~

Signature

Branch

Section

Date

GPB-30,000-24-1-14

Copies not recd.

Dr. J. S. M.

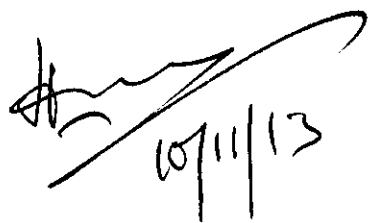
Mapishate.

With regard to correspondence
ending with your letter no. 188 of
the 23rd Aug 1913 in the matter of
the appointment of Special
Mapishats for the three vacancies
on the Bench in Bangalore City,
I am directed to forward herewith
a copy of Notifⁿ appointing
messrs Jagannatha Rao and
Subbaralu Naidu for two of the
vacancies and to request that the
third vacancy may be offered to
messrs Hariyanna and Chenniappa
Setti (son-in-law of the late Polepalli
Subbaya Chetti) in the order of their
merit and the result reported
to Govt. Either of them appears to
be more eligible than
Mr B. Hanumanthappa.

It may be
noted that the Dist.
Mapishate has the
power

Flaps 3 & 4 in the linked file
immediately below

List of enclosures.


10/11/13

Copied by

Examined by

h Vide Rule 3 of Chap 0 in
G.R.S. 27] *in minutes file*
GENERAL AND REVENUE
SECRETARIAT.

(Continuation sheet draft form.)

62
~~power to appoint the Chairman~~
~~in conformity with instructions~~
~~issued by Govt from time to time.~~

9th Dec 12

for
Drawn
6/11 *For Secy to Govt*

112-116

5/11/13

Ext'd by
SP
8.12

From

*The Deputy Commissioner
Bangalore District*

To

*The Secretary to Govt.,
Govt. Gen. Dept.*

Dated

7.1.14

Despatched

Received

General No. 533

No.

Enclosure No.

*Stating that Hainyawa has declined
the offer on account of his "present
unsound state of health" and Chin-
nappa Chetty has expressed his
willingness to accept the post of a
M. Magistrate.*

Office of The Deputy Commissioner,
Bangalore District
Dated Bangalore 5th Jan'y 1914

J 2088

From,

K. Chandy Esquire B.A.
Deputy Commissioner
Bangalore District.

B 11
-65
45-13
22

To,

K. R. Sreenivasa Iyengar Esquire M.A.
Secretary to The Government of Mysore,
General and Revenue Departments.
Bangalore.

Sir,

With reference to your letter no.
J 1734, not dated, but received here
on the 13th December 1913, stating that the
vacancy among the Honorary magistrates
of the Bangalore city he offered to Messrs
Harizanna and Chinnappa Setty in the
order of their mention and the result
reported to Government, as Government
consider them to be more competent than
the nominee of the District magistrate, I
have the honor to state that the former
has declined the offer on account
of his "present unsound state of health"
and the latter has expressed his

Papers containing
this letter are now
before the J^{rs}

his willingness to accept the post. ⁴⁵

I have the honor to be,

Sir,

Your most obedient servant,

H. H. Ramaswami

NR

Assistant Commissioner,

For Deputy Commissioner,

absent from the Station.

SS50.

Office of the Deputy Commissioner,
Bangalore District,

dated, Bangalore, 12th January 1914.

From

13.

DIAC

47
J 2171

K. Chandy Esquire, B. A.,

Deputy Commissioner, Bangalore District,

To

K.L. Sreenivasa Iyengar Esquire, B.A.,

Secretary to the Government of Mysore,

General and Revenue Departments.

1913-1914
SECTION 65
FILE No. 45-13
SERIAL No. 23

Sir,

I have the honor to state that Mr. S. Jagannatha Row
retired Deputy Amildar, who was appointed an Honorary Magistrate
of Bangalore City in Government Notification No. J.1710/ Cts
45-13 of the 19th December 1913, and whose term of office
will expire on 9th December 1916, has left the Bangalore City
to Chik-ballapur on account of ill-health. I request you
therefore, to obtain the orders of Government appointing an-
other in his place.

I have the honor to be,

Sir,

your most obedient servant,

[Signature]

Assistant Commissioner,
For District Magistrate,
absent from station.

[Signature]

From

With the Deputy Commissioner,
Anantnag District.

To

The Secretary to the Government
General and Revenue Department

Dated 13/1/14

Despatched

Received

General No. S. 550
No.

Enclosure No.

Request to obtain the orders of the
government for appointing another
man in place of Mr. B. Jahanada
Dy. Amildar who left this city to
Chickabatalapur.

G. R. S. 26]

48.
65 File No. 45 of
Serial No. 1913
24

Diary No. of letter replied to

No. 2225

General and Revenue Secretariat

()
, the 191 .

Date of issue

6/2/14

Signed by

S. P. Rajagopala Chari
Esq.

Dear Sir,

With refer to your letter
no 533 of the 5th Jan 1914 stating
that Mr. Chinnappa Setty had
expressed his willingness to accept
the post of an Hon. Magistrate
on the Bangalore Bench, I am
desirous to request ^{you} to intimate
the correct name of this ^{gentleman} ~~individual~~
and to enquire if he is a
Municipal Councillor for
Bangalore City.

Yours sincerely

For over.

To K. Chandy Esq B.A.

Dist. Magistrate
Bangalore

SUBJECT.

TH *13/2* *or* *191* *or* *49*
From

The Deputy Commissioner

Bangalore District

To

The Secretary to Government

General & new Depto

Dated 10 - 2 - 14

Despatched 12 - 2 - 14.

Received

General No. *9518*
No.

Enclosure No.

States that the correct name
of Mr Chinmappa Setty is
Mr B Chinrasami Setty

J 2522

Office of the Deputy Commissioner

and District Magistrate,

Bangalore District,

dated Bangalore, 10th February 1914.

From

K.Chandy Esquire, B.A.,

District Magistrate, Bangalore District.

To,

K.R.Sreenivasa Iyengar Esq, M.A.,

Secretary to the Government of Mysore,

General and Revenue Departments.

Sir,

With reference to your D.O. Letter No. J.225/Cts 45-13 of the 6th February 1914, I have the honor to state that the correct name of Mr.Chinnappa Setty referred to therein is Mr. B.Chinnasawmi Setty, as per his signature in the letter addressed to this office and that he is a Municipal Councillor.

I have the honor to be,

Sir,

your most obedient servant,

For District Magistrate.
Assistant Commissioner
Bangalore.

absent from station.

Appointing M^r Chinnasani Setty as Branch Magistrate

G. R. S. 26]

File No. 45-13

Serial No. 76

ale

Diary No. of letter replied to

No. J 2348

General and Revenue Secretariat

()
the 191 .

~~to~~

Notification

Got are pleased to

Date of issue 17/2/14

Signed by

S. P. Rajapala
Chairman

appoint, under Secⁿ 14 of the
Code of Criminal Procedure, 1904,
the undermentioned gentleman
as Special Magistrate for the
Bangalore City with the powers
of a Magistrate of the 2nd Class.
M^r B. Chinnasani Setty

Municipal Councillor,

Bangalore City.

By order


29/1/14

 For Recd. & sent
over

SUBJECT.

L.
17-2-14
transcribed
17/2

To The Compiler, Mysore ~~Office~~.

Copy to the Dist. Magistrate, memo no. J2349 of 17/1/14

Bangalore Dist., with refce.

to his letter no 533 of the 5th Jan 1914

Copy to the Registrar, Chief Court, memo no J2350 of 17/1/14
for information.

By order

for Secy to Govt

KG-116

27-1-1914

List of enclosures,

Copied by

Examined by

45620

G. R. S. 70]

Government of H. H. the
Maharaja of Mysore.

GEN. & REV. SECRETARIAT.

REQUISITION FOR PAPERS.

Mysore Gazette
Part I Page 200
19/2/14

Section

urgent

A

B

A spare copy of

Filed

Deposit

2348 CS-45-13-26
17-2-14

File No.

Serial No.

for recording

~~To be put up with Diary No. of 191~~

Signature

Branch

Section

Date

h. g. house
11/1
25/11

GPB-80,000-24-1-14

Spare copies of the above go.
have not been filed in
the Records. H. g. 25/11

Diary No. of letter replied to

Re nm of gentlemen possessing no previous
Jud. experience being appointed as chairman
on benches

No. 92375-Encl. 2

General and Revenue Secretariat

, the

191

To

The Registrar,

Chief Court

Date of issue

18/2/14

Signed by

P. Rajagopalachari
Secy.

Sir,

I am directed to state that

the Dist. Magistrate ^{concerned} of Bangaloreand Mysore were [when the scheme
of benches of Hon'ble Magistrate was
inaugurated into the two cities of
Bangalore & Mysore.]

were instructed (confidentially) to see that

no bench was constituted without ^{at least}
a person having ^{either}
who has had experience either as a

lawyer or as a judicial officer,

P.T. over.

SUBJECT.

for
presenting over it. A copy of the d.p.

Flag 3 in CS 5-09

communication conveying the above instructions is forwarded herewith for reference.

The Dist. Magistrate of Bangalore now represents (vide copy of his letter attached) that he is strongly of opinion that the time has arrived for appointing as chairmen even such non-official gentlemen as possess no previous judicial experience and that this step is likely to be appreciated by them.

Flag 2 in CS 5-13 linked hereto.

I am to request that the opinion of the Judges of the Chief Court regarding the present representation of the Dist. Magistrate of Bangalore markedly be obtained and intimated to Govt.

List of enclosures.

Have to

Done
16/2

Copied by

Examined by

for

For Secy to Govt

calling proposals for filling up

on the Bangalore Bench

G. R. S. 26]

X

File No. 45-12

Serial No. 28

56

No. J 2558

Diary No. of letter replied to

General and Revenue Secretariat

()

, the

191

To

The Dist. Magistrate

Bangalore Dist.

Date of issue 28/6/3/14

Signed by S. P. Rajasopulachan
Secy.

Sir,

Paper under disposal

Adverting to your letter no 550, of the 12th Jan^y 1914, stating that M^r B. Jayaramiah Raolet, Bangalore City on account of ill-health and that another Magistrate has to be appointed in his stead on the Bench, I am directed to request you to recommend a suitable candidate for the place.
over Magistrate

SUBJECT.

Plus
4/2

SOL

For Secy to Govt

kg.-116
2072/14

Copy 2/3 Ed n

Bangalore, Dated 6th March 1914.

No. 3576
284

77895

From

V.A. RAJARATNA MUDALIAR, Esquire,

Registrar, Chief Court of Mysore.

No.

IAL No. 29

To

K.R. SRINIVASIENGAR, Esquire, M.A.,

Secretary to the Government of Mysore,

General and Revenue Departments.

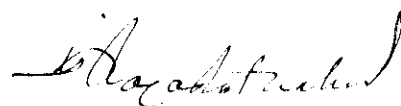
Sir,

Adverting to your letter No.J.2375 Cts.45-13 dated the 18th February 1914 asking for the opinion of the Chief Court on the suggestions of the District Magistrate of Bangalore in the matter of the appointment of ~~the~~ Chairmen of Bench Magistrates' Courts, I am directed to state that Mr. Justice Chandrasekhara Aiyar thinks that if a non official gentleman has been Honorary Magistrate for not less than 5 years and is considered fit, he may be tried as Chairman. Mr. Justice Wallace agrees in this view as it would, he considers, be inadvisable to appoint as Chairman one who had neither knowledge of law nor experience on the Bench.

I have the honour to be,

Sir,

Your most obedient servant,



Registrar.

A.V.

11/10/14

191 58

From

The Deputy Commissioner

Banque District

To

The Secretary to Govt

Genl + New Report

Dated 10 - 3 - 14

Despatched 11 - 3 - 14

Received

General No. 731
No.

Enclosure No.

Recommends Mr. N. N. Sawami
super for the place of
Special Magistrate of
Blue City

Office of The Deputy Commissioner.
Bangalore District
Dated Bangalore 10th March 1914
11

K. Chandy Esquire B.A.
Deputy Commissioner
Bangalore District.

72931

1713	04
	05
	45-13
SERIAL NO.	30

K. R. Sreenivasa Iyengar Esquire M.A.
Secretary to The Government of Mysore,
General and Revenue Departments.
Bangalore.

Sir

With reference to your letter

No. J. 2556/cts 45-13, of the 6th March 1914, Flag Q

requesting me to recommend

a suitable candidate for the place

of the Special Magistrate, of the

Bangalore city, vacated by Mr. B. Ja-

-gannatha Rao, I have the honor to

state that Mr. N. Ramaswamengar,

60

Retired amildar of The Chennagiri Taluk,
may be appointed a Special Magistrate
of the 2nd class.

2. He has expressed to me orally
his willingness to serve on the Bench,
and said that he was exercising
the powers of a Second class Magistrate
while he was in office.

I have the honor to be
Sir,
Your most obedient Servant.

M. Venkatesa Bheem
For Deputy Commissioner,
Bangalore District.
10/3/14

Appointing M^r N. Ramaswamiengar as Sp. Magistrate

I. R. S. 26]

25/3
2031

File No. 45-43

Serial No. 31

Diary No. of letter replied to

No. 92789

General and Revenue Secretariat

()
, the 191

Date of issue 25/3/14

Signed by R. R. Ramaswamiengar

Notification

Under Secⁿ 14 of the Code
of Criminal Procedure, 1902, Govt
are pleased to appoint M^r N.
Ramaswamiengar, Retired
Amildar, as Special Magistrate
for the Bangalore city with the
powers of a Magistrate of the
2nd class, in place of
B. Jagannatha Rao, who
left the station.

By order

19/3/14

For order, to be
D. T. O.

SUBJECT.

2

To The Compiler, Mysore Gazette.

Copy to the Dir., Bangalore Dist. with reference to
correspondence ending with his letter no 731 of 10.3.1914
Copy to the Registrar, Chief Court,

J 27/90
91
J 27/91

for information.

By order

for
for Secy Genl

he. us
16/3/1914 M.

List of enclosures.

Copied by KR
21.3.14
Examined by N

45619

63

G. R. S. 70]

Government of H. H. the
Maharaja of Mysore.

GEN. & REV. SECRETARIAT.

REQUISITION FOR PAPERS.

*Mysore Gazette
Part II Page 291*

0726/3/14

Section

Request

A

B

Filed

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File No.

Serial No.

A share copy 7

*2789 CS-45-13-31
07 25/3/14*

for Recording

To be put up with Diary No. of 191

Signature

Branch

Section

Date

M. L. K. S. S.

III

25/11

14

GFB-30,000-24-1-14

Copies not sent

*127
25/11*

Two drafts

64

17/6

also

65 File No. 4591913
Serial No. 32

Diary No. of letter replied to _____

GENERAL AND REVENUE
SECRETARIAT.
()

Proceedings of the Government of His Highness
the Maharaja of Mysore

READ—

, the 191 .

Date of issue 19.6.14

Signed by Mr. S. P. Raja popala-
chari.

Got Procs no J3215/65 202-07-
5, D. 19th April 1909, laying down
rules for the guidance of Bench, &
Majistates in the State.

ORDER THEREON.—No. J 3721-9

Got direct that in the
second sentence of Rule 3 laid
down in the G. P. was above
between the words "District Majistat"
and "to" the words "subject to
H. over."

SUBJECT.

1962
17.6.

Such orders as Govt may pass generally
or in each case" be inserted.

Rule 3 ~~a~~ thus amended

will read as follows:

" The chairman of the Branch

for the time being shall be the
Magistrate of the highest power
present at a sitting. Where two
or more are of equal power, the
Bench may elect its own Chairman,
provided always that it shall be
in the discretion of the District
Magistrate, subject to such orders
as that may pass generally or
in each case, to appoint the
Chairman for each time of
sitting, or generally."

May this be printed?
Ys

Don't ^{Drues} 1/6
For CUP: See to East

To The Registrar, Chief Court

The District Magistrates of District

44-716
30.5.14

17.6.14

Draft D. O.

6545-136 edrafts

65

To

No 3719-20 of 19.6.14.
Ch 45-13

The District Magistrate,

Mysore.

33

Bangalore.

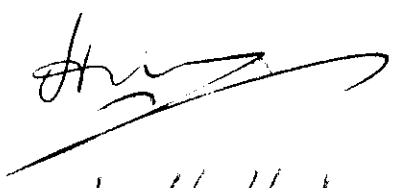
2

Dear Sir,

3

In modification of instructions conveyed ^{demiofficially} ~~d.o.~~ in D.O. dated the 23rd November 1909, I am directed to state that, as it would be risky to appoint men without a sufficient acquaintance with law and procedure to the position of Chairmen of Bench Magistrates, such Chairmen may be selected either from those who have been either Magistrates or practising lawyers, or who having been honorary magistrates for at least five years are otherwise considered also fit to guide the proceedings of such courts.

I remain etc.,


1/11/14

Copy
2/11/14
G.B.

14. From The Dm. Bp. 44 of 1/7/14.
States that Mr. Pullannah's resignation may be accepted.
15. From The Dm. Bp. 107 of 31/7/14.
Recommends that Messrs. B. Jaganatha Rao & Hanumanthappa be appointed as Hon. Magrs.
16. From The Dm. Bp. 535 of 11/8/13.
States that all appeals against the desirous of a rule shd be heard.
17. From The Dm. Bp. 188 of 23/8/14.
Recommends that Mr. B. Subrayalu Naidu ~~for the~~ be appointed and also as a ^{man} chairman.
18. From The Dm. Bp. 318 of 20/9/13.
States that considerable difficulty is experienced in forming successive Benches.
19. From The Dm. Bp. 161 of 20/9/13.
States that only 2 more Bench Magrs are necessary.
20. To The Compiler Mysore Gazette,
1710 of 10/12/13.
Notifies the appointment of the Hon. Magrs.
21. To The Dm. Bp. 1734 of 11/12/13.
Reports that the third vacancy may be offered to Messrs. Hariyanniah & Chinnappa.
22. From The D. M. Bp. 533 of 5/1/14.
States that Mr. Hariyanniah has declined to accept owing to bad health.
23. From The Dm. Bp. 530 of 12/1/14.
Reports orders for appointing in place of Mr. B. Jaganatha, who left on a/c of bad health.

P. T. O.

- 24 To The Dm. Bf. 2225 of 6/2/14
Enquires what correct name of the gentleman is & if he is a Municipal Councillor
- 25 From The Dm. Bf. 618 of 10/12/14
Replies in affirmative
- 26 To The Comptroller Mysore Gazette
2348 of 17/2/14
Notifies the appt of Mr. B. Chinn-
swamy Chetty as spl magr.
- 27 To The Regtr Chf Ct 2375 of 18/2/14
Invites the opinion of the Judge
re the representation of the D. of
an appointing non-official
- 28 To The Dm. Bf. 2535 of 6/3/14
Reports him to recommend a
suitable candidate.
- 29 From The D. M. Bf. 731 of 16/3/14
Recommends that Mr. Ramaswainayal
Rd Annaldas, be appointed
- 29 From The Regtr Chf Ct 3576 of 6/4/14
states the opinion of the two judges
- 31 To The Comptroller Mysore Gazette
2789 of 25/3/14
Notifies the appointment
- 32 To The Dm. Bf & Mysore 3719-20 of 19/4/14
Modifies the instructions conveyed
in this Office D.O. of 23/11/13 re the
selection of chairman
- 33 To The Regtr Chf Ct 3721-2 of 19/5/14
The Dist Magr Bf of 19/5/14
Announces three of the rules
framed for the guidance of Benchers &
magrs in the state.